

# The Gazette



# of India

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NEW DELHI, SATURDAY, JUNE 23, 1951

## NOTICE

The undermentioned Gazettes of India Extraordinary were published during the week ending the 20th June 1951:—

Issue No.	No. and date	Issued by	Subject
47.	No. 21-ITC/51, dated 13th June 1951.	Ministry of Commerce and Industry.	Amendment in Open General Licence No. XXIII.
48.	No. 105-ITC(P.N.)/51, dated 15th June 1951.	Ditto.	Import Licensing policy for the licensing period July-December 1951.
49.	No. F. 41-T., dated 15th June 1951.	Parliament Secretariat.	Commencement of the next session of Parliament.
50.	No. 107-ITC (P.N.)/51, dated 15th June 1951.	Ministry of Commerce and Industry.	Errata to Public Notice No. 105-ITC (P.N.)/51, dated 15th June 1951.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

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**PART I—Section 1****Notifications relating to Non-Statutory Rules, Regulations and Orders and Resolutions Issued by the Ministries of the Government of India (other than the Ministry of Defence) and by the Supreme Court****ELECTION COMMISSION, INDIA***New Delhi, the 14th June 1951*

**No. 104/6/51-Elec.-II.**—In exercise of the powers conferred by the proviso to sub-rule (2) of rule 10 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, and in partial modification of its notification No. 104/6/51-Elec.-I, dated the 24th February, 1951, the Election Commission hereby extends up to 22nd July, 1951, the period within which claims and objections under sub-rule (1) of the said rule are to be made under sub-rule (2) of that rule in respect of the electoral rolls for the Adoni, Alur and Rayadrug Taluks of Bellary District of the State of Madras.

P. S. SUBRAMANIAN, Secy.

**MINISTRY OF LAW***New Delhi, the 13th June 1951*

**No. F. 21(3)/50-C.**—Haji Gowherali Nuruddin Hakim has been duly elected as a member of Parliament representing the State of Bombay vice Shri Rasool Khan Husain Khan Pathan deceased.

S. N. MUKERJEE, Jt. Secy.

**SUPREME COURT OF INDIA***New Delhi, the 18th June 1951*

**No. F.10/50-S.C.C.**—The following is published for general information:—

The Supreme Court of India, in the exercise of its rule-making powers, and with the approval of the President, hereby makes the following amendment to the Supreme Court Rules, 1950.

In Part I, Order XI, rule 1, line 2, for the words "three Judges" read "two Judges".

By Order of the Court  
P. N. MURTY, Registrar.

**MINISTRY OF FINANCE****(Department of Economic Affairs)****RESOLUTION***New Delhi, the 23rd June 1951*

**No. 7(85)-F.I./51.**—The working of the Stock Exchanges in India has received considerable attention during recent years and proposals have been made from time to time for their reform and regulation. Stock Exchanges and Futures Markets are now a subject for Central Legislation and a bill has already been introduced in Parliament for the regulation of Forward Contracts. This bill does not cover trading in securities and in order to assist the Government in formulating legislation for the regulation of stock exchanges and of contracts in securities, the Government of India have appointed a Committee consisting of the following:—

1. Mr. A. D. Gorwala—Chairman,

Members.

2. Mr. K. R. P. Shroff.

3. Mr. B. N. Chaturvedi.

4. Mr. V. S. Krishnaswamy.

5. Mr. Pranlal Devkaran Nanjee.

6. Mr. L. S. Valdyanathan.

7. Mr. P. D. Himatsingka.

8. Mr. Jagmohandas J. Kapadia.

9. Mr. G. P. Kapadia.

10. The Secretary, Finance Deptt.,  
Government of Bombay.11. Mr. S. K. Sen, Deputy Secretary Ministry of  
Finance, Department of Economic Affairs,  
New Delhi—Member-Secretary.

The terms of reference of the Committee are:

(1) to consider and report on the draft proposals of the Government;

(2) to submit a revised draft bill with a memorandum explaining in brief the reasons for each clause of the bill; and

(3) to make any other recommendations on the subject.

The Committee will meet in Bombay from the 28th June 1951 and will submit its Report within a month.

K. G. AMBEGAOKAR, Secy.

**MINISTRY OF FINANCE (REVENUE DIVISION)****INCOME-TAX***New Delhi, the 19th June 1951*

**No. 54.**—It is notified for general information that the Central Government are pleased to approve the institution mentioned below for the purposes of sub-section (I) of section 15-B of the Indian Income-tax Act, 1922 (XI of 1922).

*Madras.*

428. The Tamil Valarchi Kazhagam.

S. P. LAHIRI, Dy. Secy.

**MINISTRY OF COMMERCE AND INDUSTRY****PUBLIC NOTICES****IMPORT TRADE CONTROL***New Delhi, the 16th June 1951*

**SUBJECT:**—Income Tax Verification Certificates Registration of—Scheme for the purposes of Import/Export licensing.

**No. 106-ITC(P.N.)/51.**—In partial modification of the instructions contained in the late Ministry of Commerce Public Notice No. 146-ITC(PN)/50, dated the 23rd November 1950, the public are hereby informed that the work relating to the allotment of both Income Tax Verification Registration and Exemption numbers will, with effect from the 1st July 1951, only be done by the authorities detailed in annexure 'A' to this Public Notice and therefore applications in this behalf, should not be addressed to the Chief Controller of Imports, New Delhi, on and after that date.

It is reiterated for purposes of clarification that a number allotted by any one of the authorities so empowered may be quoted in an application for a licence (Import or Export) made to any other licensing authority under the administrative control of this Ministry. It is not necessary for an applicant to obtain a separate number from each licensing authority. For instance a number allotted by the Deputy Chief Controller of Imports, Bombay will be held valid by the Joint Chief Controller of Imports, Calcutta and vice versa.

3. These orders do not in any way affect the Registration or Exemption numbers already allotted by the different licensing authorities which may still be valid.

**APPENDIX 'A'**

<i>Areas where applicants may be residing or where their Income tax Officers granting the Income tax Verification certificates are stationed.</i>	<i>Authority to whom applications for allotment of numbers should be made.</i>
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1. East Punjab P.E.P.S.U.,  
Himachal Pradesh, Delhi,  
Rajasthan, Jammu & Kash-  
mir, Bhopal, Ajmer.

Export Trade Controller  
Amritsar.

2. Uttar Pradesh, Assam,  
Bihar, Orissa, West Bengal,  
Orissa Bihar, Manipur,  
Tripura, Chandernagore.

Joint Chief Controller, of  
Imports & Exports  
"Naryani" Brabourne  
Rd Calcutta.

3. Madras, Mysore Travancore-Cochin, Coorg,

Deputy, Chief Controller,  
of Imp rts & Exports  
Custom House Madras.

4. Bombay, Madras  
Hyderabad, Madhya  
Pradesh, Kutch, Bilaspur.

Deputy Chief Controller of  
Imp rts & Exports Ghulam  
Mohammed Building,  
 Ballard Estate Bombay.

**SUBJECT:—Revalidation of Capital Goods and Heavy Electrical Plant licences.**

**No. 108-ITC(P.N.)/51.**—The attention of Importers is invited to paragraphs 6 & 15 of appendix 'A' to the late Ministry of Commerce Public Notice No. 150-ITC (P.N.)/50, dated the 15th December 1950, which lays down the conditions and procedure for the revalidation of licences for Capital Goods & Heavy Electrical Plant.

2. The Import Trade Controllers at the ports have now been authorised to revalidate licences for Capital Goods and Heavy Electrical Plant, in accordance with the prescribed procedure referred to above. It is therefore no longer necessary for importers to apply to the Chief Controller of Imports, New Delhi, for this purpose.

E. J. BENJAMIN,  
Chief Controller of Imports.

#### EXPORT TRADE CONTROL

New Delhi, the 23rd June 1951

**No. 91-CW(10)/48.**—In exercise of the powers conferred by sub-section (i) of Section 3 of the Imports and Exports (Control) Act, 1947 (XVIII of 1947) as amended by the Imports and Exports (Control) Amendment Act, 1950 (vi of 1950), the Central Government is pleased to direct that the following further amendment shall be made in the notification of the Government of India in the late Department of Commerce No. 91-CW(1)/45, dated the 3rd November 1945, namely:—

In the schedule annexed to the said notification—  
*In part D—*

For item 27A the following shall be substituted, namely:—

"27A. Glass and glassware the following:—

- (i) Glass bottles of Crown Cork pattern empty.
- (ii) Thermosflasks."

A. S. LALL, Jt. Secy.

#### RESOLUTION

New Delhi, the 20th June, 1951

**No. 1(2)-1(1)/51.**—In their Resolution in the late Ministry of Industry and Supply No. 1(2)-1(5)/50 dated the 10th June 1950, the Government of India appointed a Committee to re-examine the position in regard to the inclusion of particular parts of Automobiles in categories bearing different rates of import duty. The terms of reference to the Committee are given in para 2 of that Resolution.

2. The Committee, after visiting the main automobile factories and examining the different aspects of the problem, has submitted its report to Government. Its main findings and recommendations are:—

(i) Certain automobile components which are not likely to be manufactured in India in the next two years, and are included in item 75(10) of the First Schedule of the Indian Tariff Act, 1934, bearing a duty of 90 per cent. standard and 84 per cent. preferential, should be transferred to item 75(11) bearing a duty of 30 per cent. standard and 24 per cent. preferential.

(ii) The principal manufacturers of automobile components have necessary plant, equipment and technical staff to adhere to their production programme.

(iii) Most of the components which are now manufactured in the country are upto the requisite standard and those which are to be manufactured are expected to conform to the recognised specifications of foreign associates of Indian manufacturers.

(iv) Cord for fan belts needs to be developed to raise the quality of the belt up to the best imported standard. Until such improvement takes place, suitable cords will have to be imported.

(v) Small manufacturers of Automobile components should be persuaded to work in conjunction with the larger manufacturers who can provide the necessary assistance to improve their products.

(vi) As an incentive for manufacture of components included under Item 75(11) of the Import Tariff Schedule, Government should give an undertaking to transfer items from this category to Item 75(10) as soon as they are satisfied that any scheme submitted to them for manufacture of any of those components is feasible and is likely to be completed within a period of two years.

(vii) Government should permit the import of steel bars, special types of steel and non-ferrous metals required for the manufacture of automobile components.

(viii) Automobile manufacturers should stockpile imported materials to meet their requirements.

(ix) Government should take steps to ensure regular and adequate supplies of basic cloth for the manufacture of leather cloth.

(x) As ball bearings up to 2" are also used in several other industries, the question of protection to this industry should be referred to the Tariff Board and this item withdrawn from the Indian Customs Schedule as an automobile component after protection has been given to the industry.

(xi) Cars and trucks of diverse foreign makes are assembled in India, each having a certain measure of individuality of its own in the components used. It is, therefore, not feasible to restrict the number of designs of components used except in the case of composition of raw materials used in the making of rubber components. The Indian Standards Institution should be requested to take up the standardisation of rubber composition for as many rubber components as possible, in consultation with the assemblers and manufacturers in the country.

3. Government have already implemented recommendation (i) by embodying in the Finance Act, 1951, the modifications suggested by the Committee.

4. Government accept the findings and recommendations contained in clauses (ii), (iii), (iv), (vii), (ix) and (xi) of paragraph 2 and will take such steps as are necessary to implement them.

5. Government trust that the industry will take necessary action in regard to the recommendations (v) & (viii).

6. Government will consider on the merits of each case the transfer of automobile components from Item 75(11) to 75(10) of the Tariff as recommended in clause (vi) of paragraph 2.

7. Recommendation (x) is under the consideration of Government.

8. Government wish to place on record their appreciation of the work done by the Committee.

S. A. VENKATARAMAN, Secy.

#### MINISTRY OF FOOD AND AGRICULTURE

##### AGRICULTURE

New Delhi, the 15th June 1951

**No. F.9-30/51-Com-II.**—The following Contributory Provident Fund Rules of the Indian Central Arecaanut Committee are published for general information:—

##### THE INDIAN CENTRAL ARECANUT COMMITTEE

##### PROVIDENT FUND RULES

1. **Short title and commencement.**—(1) These rules may be called the Indian Central Arecaanut Committee Provident Fund Rules, 1950.

(2) They shall come into force on the date of their publication in the Gazette of India.

2. **Definition.**—(1) In these rules, unless there is anything repugnant in the subject or context:—

(i) "Committee" means the Indian Central Arecaanut Committee set up by the Resolution of the Government of India, Ministry of Agriculture No. F.43-11/48-Comm., dated the 21st May 1949;

(ii) "Emoluments" means pay or leave salary;

(iii) "Family" means:

(a) in the case of a male subscriber, the wife or wives and children of a subscriber; and the widow or widows and children of a deceased son of the subscriber:

Provided that if a subscriber proves that his wife has been judicially separated from him or has ceased under the customary laws of the community to which she belongs, to be entitled to maintenance, she shall no longer be deemed to be a member of the subscriber's family in matters to which these rules relate, unless the subscriber subsequently indicates by express notification in writing to the Secretary that she shall continue to be so regarded;

(b) in the case of a female subscriber, the husband and children of the subscriber, and the widow or widows and children of a deceased son of the subscriber:

Provided that if a subscriber, by notification in writing to the Secretary expresses her desire to exclude her husband from her family, the husband shall no longer be deemed to be a member of the subscriber's family in matters

to which these rules relate, unless the subscriber subsequently cancels formally in writing her notification excluding him.

NOTE I.—“Children” means legitimate children.

NOTE II.—An adopted child shall be considered to be a child when the Secretary or, if any doubt arises in the mind of the Secretary, the Committee, is satisfied that under the personal law of the subscriber, adoption is legally recognised as conferring the status of natural child, but in this case only.

(iv) “Fund” means the Indian Central Arecanut Committee Provident Fund.

(v) “Leave” means any variety of leave recognised by the Committee.

(vi) “Secretary” means the Secretary to the Committee;

(vii) “Year” means financial year.

(2) Any other expression employed in these rules which is defined either in the Provident Funds Act, 1925 (XIX of 1925), or in the Government of India Agriculture Ministry Resolution No. F.43-11/48-Comm. dated 21st May 1949 constituting the Indian Central Arecanut Committee or in the Rules and Regulations or Bye-laws of the Indian Central Arecanut Committee, is used in the sense therein defined.

**3. Constitution and management of the Fund.**—The Fund shall vest in the Committee and shall be administered by it.

4. The Fund shall consist of—

(1) Subscriptions and contributions which are to be carried to the Fund in accordance with these rules;

(2) such additions to the Fund as the Committee may at any time and from time to time decide to make; and

(3) the income of the Fund from loans, deposits and investments.

5. (1) These Rules shall apply to every salaried officer and servant of the Committee, not being—

(a) a person in the service of the Indian Union or of a State in India whose services have been lent or transferred to the Committee; or

(b) a person appointed by the Committee to a post created for a period of less than five years; or

(c) a probationer:

Provided that these Rules shall not apply to any such servant between whom and the Committee an agreement subsists in respect of a provident fund, other than an agreement providing for the application to him of these rules, and, in the case of an agreement so providing, shall apply subject to the terms of such agreement.

(2) Every servant of the Committee to whom these rules apply and whose salary exceeds Rs. 50 per month shall subscribe to the Fund, and every servant of the Committee to whom these rules apply and whose salary does not exceed Rs. 50 per month shall have the option to subscribe to the Fund:

**6. Nomination.**—(1) A subscriber shall, as soon as may be after joining the fund, send to the Secretary a nomination conferring on one or more persons the right to receive the amount that may stand to his credit in the Fund, in the event of his death before that amount has become payable, or having become payable, has not been paid:

Provided that if, at the time of making the nomination, the subscriber has a family, the nomination shall not be in favour of any person or persons other than the members of his family.

(2) If a subscriber nominates more than one person under sub-rule (1), he shall specify in the nomination the amount or share payable to each of the nominees in such manner as to cover the whole of the amount that may stand to his credit in the Fund at any time.

(3) Every nomination shall be in such forms set forth in the First Schedule as may be appropriate in the circumstances.

(4) A subscriber may at any time cancel a nomination by sending a notice in writing to the Secretary:

Provided that the subscriber shall, along with such notice send a fresh nomination made in accordance with the provisions of this rule.

(5) A subscriber may provide in a nomination—

(a) in respect of any specified nominee that in the event of his predeceasing the subscriber, the right conferred upon that nominee shall pass to such other person as may be specified in the nomination;

Provided that such other person to whom the right conferred upon that nominee shall pass, shall if the subscriber has other members of the family, be one of such other members.

(b) that the nomination shall become invalid in the event of the happening of a contingency specified therein provided that if at the time of making the nomination the subscriber has no family he shall provide in the nomination that it shall become invalid in the event of his subsequently acquiring a family.

(6) Immediately on the death of a nominee in respect of whom no special provision has been made in the nomination under clause (a) of sub-rule (5) or on the occurrence of any event by reason of which the nomination becomes invalid in pursuance of clause (b) of sub-rule (5) or the proviso thereto, the subscriber shall send to the Secretary a notice in writing cancelling the nomination together with a fresh nomination made in accordance with the provisions of this rule.

(7) Every nomination made, and every notice of cancellation given, by a subscriber, shall to the extent that it is valid take effect, on the date on which it is received by the Secretary.

**7. Subscriber's accounts.**—An account shall be opened in the name of each subscriber in which shall be credited—

(i) the subscriber's subscriptions;

(ii) contributions made under rule 11 by the Committee to his account;

(iii) interest, as provided by rule 12 on subscription; and

(iv) interest, as provided by rule 12 on contributions.

**8. Conditions and rates of subscriptions.**—(1) Every subscriber shall subscribe monthly to the Fund when on duty.

(2) A subscriber who was in the service of the Committee before the commencement of these Rules may at his option subscribe to the Fund with retrospective effect from the date of commencement of such service.

(3) A person who becomes a subscriber upon confirmation after a period of probation may at his option subscribe with retrospective effect from the date of commencement of his probation.

(4) The subscriber shall intimate his election to subscribe with retrospective effect under sub-rule (2) or (3) by a written communication to the Secretary within one month of his becoming a subscriber.

Failure to make due and timely intimation under this sub-rule shall be deemed to constitute an election not to subscribe with retrospective effect, and the option of a subscriber intimated under this sub-rule shall be final.

(5) A subscriber may, at his option, not subscribe during leave.

(6) The subscriber shall intimate his election not to subscribe during leave in the following manner:—

(a) if he is an officer who draws his own pay bills, by making no deduction on account of subscription in his first pay bill drawn after proceeding on leave.

(b) if he is not an officer who draws his own pay bills by a written communication to the Secretary before he proceeds on leave.

Failure to make due and timely intimation shall be deemed to constitute an election to subscribe.

The option of a subscriber intimated under this sub-rule shall be final.

9. (1) Subscription to the Fund shall be at the rate of one-sixteenth of pay earned while on duty or leave salary rounded to the nearest anna.

Subscription shall be recovered monthly in respect of and by deductions from the subscriber's pay for the preceding month.

(2) In the case of a subscriber admitted to the benefits of the Fund with retrospective effect under sub-rule (2) or (3) of rule 8, he shall be allowed to pay the amount of subscription due in such monthly instalments not exceeding twelve as he may elect.

(3) If a subscriber is on duty for a part of a month and on leave for the remainder of the month, and if he has elected not to subscribe during leave, the amount of the subscription payable shall be proportionate to the number of days spent on duty in the month.

10. Realization of subscriptions.—The Committee shall have power to deduct from the emoluments of any subscriber the subscriptions due from him and principal and interest on the advance, if any, made to him from the Fund.

11. Contribution by the Committee.—(1) The Committee shall, with effect from the 31st March of each year, make a contribution to the account of each subscriber:

Provided that if a subscriber quits the service or dies during a year contribution shall be credited to his account for the period between the close of the preceding year and the date of the casualty.

(2) The contribution each year shall be equal to the aggregate of the subscriptions of the subscriber since the preceding 1st day of April.

(3) The amount of contribution payable under sub-rule (2) shall be rounded to nearest whole anna (six pies and more counting as one anna and amounts less than six pies being ignored).

12. Interest.—(1) The Committee shall pay to the credit of the account of a subscriber interest at such rate, not below the current rate of interest on Post Office Savings Bank Deposits, as the Committee may from time to time prescribe, on the amount at his credit in the Fund.

(2) Interest shall be credited with effect from the 31st March of each year in the following manner:—

(i) on the amount at the credit of a subscriber on the 31st March of the preceding year, less any sums withdrawn during the current year—interest for twelve months;

(ii) on sums withdrawn during the current year—interest from the 1st April of the current year up to the last day of the month preceding the month of withdrawal;

(iii) on sums withdrawn during the current year under Rule 16—interest from the 1st April of the current year up to the last day of the month preceding the month of withdrawal;

(iv) On all sums credited to the subscriber's account after the 31st March of the preceding year—interest from the date of deposit up to the 31st March of the current year;

(v) the total amount of interest shall be rounded to the nearest anna;

Provided that when the amount standing at the credit of a subscriber has become payable, interest shall thereupon be credited under this sub-rule in respect only of the period from the beginning of the current year or from the date of deposit, as the case may be, up to the date on which the amount standing at the credit of the subscriber became payable.

(3) For the purposes of this rule the date of deposit shall, in the case of recoveries from pay or leave pay be deemed to be the first day of the month in which it is recovered.

13. Advances from the Fund.—A temporary advance may be granted to a subscriber from the amount standing to his credit in the Fund at the discretion of the Committee, who may delegate their power in this respect to the President, Vice-President and the Secretary of the Committee, subject to the following conditions:—

(a) No advance shall be granted unless the sanctioning authority is satisfied that the applicant's pecuniary circumstances justify it; and that it will be expended on the following object or objects and not otherwise:—

(i) to pay expenses incurred in connection with the prolonged illness of the applicant or any person actually dependent on him;

(ii) to pay for the overseas passage for reasons of health or education of the applicant or any person actually dependent on him;

(iii) to pay obligatory expenses on a scale appropriate to the applicant's status in connection with marriages, funerals, or ceremonies which by his religion it is incumbent on him to perform.

(b) An advance shall not, except for special reasons, exceed three months' pay and shall, in no case, exceed the amount of subscriptions and interest thereon standing to the credit of the subscriber in the Fund.

(c) An advance shall not, except for special reasons, be granted until at least twelve months elapse after the final repayment of all previous advances together with interest thereon, unless the amount already advanced does not exceed two-thirds of the amount admissible under clause (b).

(d) The sanctioning authority shall record in writing the reason for granting the advance:

Provided that if the reason is of a confidential nature, it may be communicated to the Secretary personally and/or confidentially.

14. (1) An advance shall be recovered from the subscriber in such number of equal monthly instalments as the sanctioning authority may direct; but such number shall not be less than twelve unless the subscriber so elects, or in any case more than twenty-four. A subscriber may at his option make repayment in a smaller number of instalments than that prescribed. Each instalment shall be a number of whole rupees, the amount of the advance being raised or reduced, if necessary to admit of the fixation of such instalments.

(2) Recovery shall be made in the manner provided in rule 10, and shall commence from the first occasion after the advance is made on which the subscriber draws emoluments other than the leave salary, for a full month. Recovery shall not be made except with the subscriber's consent, while he is on leave and may be postponed by the sanctioning authority during the recovery of an advance of pay granted to the subscriber.

(3) If more than one advance has been made to a subscriber, each advance shall be treated separately for the purpose of recovery.

(4) (a) After the principal of the advance has been fully repaid interest shall be paid thereon at the rate of one-fifth per cent. of the principal for each month or broken portion of a month during the period between the drawal and complete repayment of the principal.

(b) Interest shall ordinarily be recovered in one instalment in the month after complete repayment of the principal; but, if the period referred to in clause (a) exceeds twenty months, interest may, if the subscriber so desires, be recovered in two equal monthly instalments. The method of recovery shall be that provided in sub-rule (2). Payments shall be rounded to the nearest rupee in the manner provided in sub-rule (3) of Rule 11.

(5) If an advance has been granted to a subscriber and drawn by him and the advance is subsequently disallowed before repayment is completed, the whole or balance of the amount withdrawn, shall, with interest at the rate provided in rule 12, forthwith be repaid by the subscriber to the Fund or in default, be ordered by the Secretary to be recovered by deduction from the emoluments of the subscriber by instalments or otherwise as may be directed by the sanctioning authority.

(6) Recoveries made under this rule shall be credited as they are made, to the subscriber's account in the Fund.

15. Circumstances in which accumulations are payable.—When a subscriber quits the services of the Committee the amount standing to his credit in the Fund shall, subject to any deduction under rule 16, become payable to him:

Provided that a subscriber, who has been dismissed from the service and is subsequently reinstated in the service, shall, if required to do so by the Committee, repay any amount paid to him from the Fund in pursuance of this rule, with interest thereon at the rate provided in rule 12 in the manner provided in the proviso to rule 16. The amount so repaid shall be credited to his account in the Fund, the part which represents his subscriptions and interest thereon and the part which represents the committee's contribution with interest thereon, being accounted for in the manner provided in rule 7.

16. When a subscriber—

(a) has proceeded on leave preparatory to retirement, or

(b) while on leave, has been permitted to retire or declared by competent medical authority to be unfit for further service the amount of subscriptions and interest thereon standing to his credit in the Fund shall, upon application made by him in that behalf to the Secretary, become payable to the subscriber:

Provided that the subscriber, if he returns to duty, shall, if required to do so by the Committee, repay to the Fund, for credit to his account, the whole or part of any amount paid to him from the Fund in pursuance of this rule, with interest thereon at the rate provided in rule 12 in cash or securities, or partly in cash and partly in securities, by instalments or otherwise, by recovery from his emoluments or otherwise, as the Committee may direct.

17. Subject to any deduction under rule 18 on the death of a subscriber before the amount standing to his credit has become payable, or where the amount has become payable, before payment has been made;

(i) When the subscriber leaves a family—

- (a) if a nomination made by the subscriber in accordance with the provisions of rule 6 in favour of a member or members of his family subsists, the amount standing to his credit in the Fund or the part thereof to which the nomination relates, shall become payable to his nominee or nominees in the proportion specified in the nomination;
- (b) if no such nomination in favour of a member or members of the family of the subscriber subsists, or if such nomination relates only to a part of the amount standing to his credit in the Fund, the whole amount or the part thereof to which the nomination does not relate, as the case may be, shall, notwithstanding any nomination purporting to be in favour of any person or persons other than a member or members of his family become payable to the members of his family in equal shares:

Provided that no share shall be payable to—

- (1) sons who have attained legal majority;
- (2) sons of a deceased son who have attained legal majority;
- (3) married daughters whose husbands are alive;
- (4) married daughters of a deceased son whose husbands are alive;

If there is any member of the family other than those specified in clauses (1), (2), (3) and (4):

Provided also that the widow or widows and a child or children of a deceased son shall receive between them in equal parts only the share which that son would have received if he had survived the subscriber and had been exempted from the provisions of clause (1) of the first proviso.

**NOTE.**—Any sum payable under these rules to a member of the family of a subscriber vests in such member under sub-section (2) of section 3 of the Provident Funds Act, 1925.

(ii) When the subscriber leaves no family, if a nomination made by him in accordance with the provisions of rule 6, in favour of any person or persons subsists, the amount standing to his credit in the Fund or the part thereof to which the nomination relates, shall become payable to his nominee or nominees in the proportion specified in the nomination.

**NOTE.**—(1) When a nominee is a dependant of the subscriber as defined in clause (c) of section 2 of the Provident Funds Act, 1925, the amount vests in such nominee under sub-section (2) of section 3 of that Act.

**NOTE.**—(2) When a subscriber leaves no family and no nomination made by him in accordance with the provisions of rule 6 subsists, or if such nomination relates only to part of the amount standing to his credit in the Fund, the relevant provisions of clause (b) and sub-clause (ii) of clause (c) of sub-section (1) of section 4 of the Provident Funds Act, 1925, are applicable to the whole amount or the part thereof to which the nomination does not relate.

18. **Deductions.**—Subject to the condition that no deduction may be made which reduces the credit by more than the amount of any contribution by the Committee with interest thereon credited under rules 11 and 12, before the amount standing to the credit of a subscriber in the Fund is paid out of the Fund, the Committee may direct the deduction therefrom and payment to the Committee of—

- (a) any amount, if a subscriber has been dismissed from the service for grave misconduct:

Provided that, if the order of dismissal is subsequently cancelled, the amount so deducted shall, on his reinstatement in the service, be replaced at his credit in the funds.

- (b) any amount if a subscriber resigns his employment under the Committee within five years of the commencement thereof, otherwise than by reason of superannuation or a

declaration by competent medical authority that he is unfit for further service;

- (c) any amount due under a liability incurred by the subscriber to the Committee.

19. **Payment.**—(1) When the amount standing to the credit of a subscriber in the Fund, or the balance thereof after any deduction under Rule 18 becomes payable, it shall be the duty of the Secretary, after satisfying himself, when no such deduction has been directed under that rule, that no deduction is to be made, to make payment as provided in section 4 of the Provident Fund Act, 1925.

(2) If the person to whom, under these rules, any amount is to be paid is a lunatic for whose estate manager has been appointed in this behalf under the Indian Lunacy Act, 1912, the payment will be made to such a manager, and not to the lunatic.

(3) Any person who desires to claim payment under this rule shall send a written application in that behalf to the Secretary.

**NOTE.**—When the amount standing to the credit of a subscriber has become payable under rules 15, 16 and 17, the Secretary shall authorise prompt payment of that portion of amount standing to the credit of a subscriber in regard to which there is no dispute or doubt, the balance being adjusted as soon after as may be.

20. **Procedure.**—(1) All sums paid into and from the Fund under these rules shall be accounted for in the books of the Committee to an account named "The Indian Central Areacanut Committee Provident Fund Account".

(2) Such accounts shall be examined and audited annually by the auditors appointed under Bye-law XII 2 of the Bye-laws of the Indian Central Areacanut Committee.

(3) All expenses of the Fund shall be met by the Committee from the income of the Fund as the Committee may direct.

(4) The custody and disbursal of the Fund shall be regulated by Bye-law X of the Bye-laws of the Indian Central Areacanut Committee exactly in the same manner as the funds of the Committee.

21. (1) As soon as possible after the 31st March of each year, the Secretary shall send to each subscriber his pass book or a statement of his account in the Fund, showing the opening balance as on the 1st April of the year, the total amount credited or debited during the year, the total amount of interest credited as on the 31st March of the year and the closing balance on that date. The Secretary shall attach to the pass book or the statement of account an enquiry whether the subscriber—

- (a) desires to make any alteration in any nomination made under rule 6;

- (b) has acquired a family (in cases where the subscriber has made no nomination in favour of a member of his family under the proviso to sub-rule (1) of rule 6).

(2) Subscribers should satisfy themselves as to the correctness of the pass book or the annual statement, and errors should be brought to the notice of the Secretary within one month from the date of receipt of the pass book or the statement.

22. Every subscriber shall sign an agreement set forth in the second schedule annexed to these rules agreeing to abide and be bound by these rules.

23. (1) The Fund may be wound up—

- (a) if the Committee be dissolved by notification in accordance with Article IV of the Memorandum of Association of the Indian Central Areacanut Committee.

- (b) by resolution of the Committee approved by the Central Government.

(2) On the winding up of the Fund the assets shall be realized and distributed amongst subscribers in accordance with their accounts.

24. No amendments to these Rules shall be made without the previous sanction of the Central Government.

## FIRST SCHEDULE

[See Rule 6(3)]

*Forms of Nomination*

## I. When the subscriber has a family and wishes to nominate one member thereof.

I hereby nominate the person mentioned below, who is a member of my family as defined in rule 2 of the Indian Central Arecanut Committee Provident Fund Rules, to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable, has not been paid :—

Name and address of the nominee	Relationship with subscriber	Age	Contingencies on the happening of which the nomination shall become invalid	Name, address and relationship of the person if any to whom the right of the nominee shall pass in the event of his predeceasing the subscriber

Dated this day of 19 at

Two witnesses to signature,

Signature of subscriber.

(i) 1. Name .....

2. Occupation .....

3. Address .....

4. Signature .....

(ii) 1. Name .....

2. Occupation .....

3. Address .....

4. Signature .....

## II. When the subscriber has a family and wishes to nominate more than one member thereof.

I hereby nominate the persons mentioned below, who are members of my family as defined in rule 2 of the Indian Central Arecanut Committee Provident Fund Rules, to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable or having become payable, has not been paid and direct that the said amount shall be distributed among the said persons in the manner shown below against their name :—

Name and address of the nominee	Relationship with subscriber	Age	*Amount or share of accumulation to be paid to each.	Contingencies on the happening of which the nomination shall become invalid	Name, address and relationship of the person if any to whom the right of the nominee shall pass in the event of his predeceasing the subscriber

Dated this day of 19 at

Two witnesses to signature,

Signature of subscriber.

(i) Name .....

Occupation .....

Address .....

Signature .....

(ii) Name .....

Occupation .....

Address .....

Signature .....

\*Note.—This column should be filled in so as to cover the whole amount that may stand to the credit of the subscriber in the Fund at any time.

## III. When the subscriber has no family and wishes to nominate one person.

I, having no family as defined in rule 2 of the Indian Central Arecanut Committee Provident Fund Rules, hereby nominate the person mentioned below to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable, has not been paid :—

Name and address of nominee	Relationship with subscriber	Age	Contingencies on the happening of which the nomination shall become invalid	Name, address and relationship of the person if any to whom the right of the nominee shall pass in the event of his predeceasing the subscriber

Dated this day of 19 at

Signature of subscriber.

Two witnesses to signature :—

- (i) Name .....  
 Occupation .....  
 Address .....  
 Signature .....
- (ii) Name .....  
 Occupation .....  
 Address .....  
 Signature .....

**Note.**—Where a subscriber who has no family makes a nomination, he shall specify in column No. 4 that the nomination shall become invalid in the event of his subsequently acquiring a family.

**IV. When the subscriber has no family and wishes to nominate more than one person.**

I having no family as defined in rule 2 of the Indian Central Arecaut Committee Provident Fund Rules, hereby nominate the persons mentioned below to receive the amount that may stand to my credit in the Fund, in the event of my death before that amount has become payable, or having become payable, has not been paid, and direct that the said amount shall be distributed among the said persons in the manner shown below against their names :—

Name and address of nominees	Relationship with subscriber	Age	*Amount or share of accumulations to be paid to each	Contingencies on the happening of which the nomination shall become invalid	Name, address and relationship of the person if any to whom the right of the nominees shall pass in the event of his predeceasing the subscriber

8

Dated this day of 19 at

Two witnesses to signature,

Signature of subscriber.

- (i) Name .....  
 Occupation .....  
 Address .....  
 Signature .....
- (ii) Name .....  
 Occupation .....  
 Address .....  
 Signature .....

**\*Note.**—This column should be filled in so as to cover the whole amount that may stand to the credit of the subscriber in the Fund at any time.

**†Note.**—Where a subscriber who has no family makes a nomination, he shall specify in this column that the nomination shall become invalid in the event of his subsequently acquiring a family.

#### SECOND SCHEDULE.

[See Rule 22.]

*Form of Agreement.*

I hereby declare that I have read the Indian Central Arecaut Committee Provident Fund Rules and that I agree to abide and be bound by them.

Dated this day of 19 at  
 Name in full .....  
 Date of birth .....  
 Date of joining appointment .....  
 Nature of appointment .....  
 Salary per mensem ..... Rupees

Signature .....

**Witnesses:**

- (1) Name .....  
 Occupation .....  
 Address .....  
 Signature .....
- (2) Name .....  
 Occupation .....  
 Address .....  
 Signature .....

K. GHOSH), Under Secy.

New Delhi, the 19th June 1951

**No. F.4-15/51-CJ.**—Under Rule 1(16) of the Rules and Regulations of the Indian Central Jute Committee, the Government of Bihar have nominated Janab Muhammad Ehsan, M.L.A. of village Padampur, P.O. Powakhali, District Purnea, to be a member of the Indian Central Jute Committee to represent the interest of the Jute Growers (with effect from 23rd May 1951) vice Shri Baldyanath Chowdhury.

P. M. DAS GUPTA, Dy. Secy.

**MINISTRY OF RAILWAYS  
(Railway Board)**

New Delhi, the 13th June 1951

**No. 4073-TC.**—In exercise of the powers conferred by clauses (f) and (g) of sub-section (1) of section 47 of the Indian Railway Act, 1890 (IX of 1890) read with the notification of the Government of India in the late Department of Commerce and Industry, No. 801 dated the 24th March, 1905, the Railway Board hereby sanctions the following amendments to the rules published under their notification No. 1080T dated the 18th February 1926 namely:—

In rule 7 of the said Rules:—

- (a) In sub-rule (a) for the word "exception" the word "exceptions" and for the word 'rule' the word 'sub-rule' shall respectively be substituted.
- (b) In clause (b) for the word 'rule' the word 'sub-rule' shall be substituted.
- (c) Sub-rule (e) shall be renumbered as clause (i) thereof and after clause (i) as so renumbered the following clause shall be added, namely:—
- "(ii) Film parcels unclaimed or not taken delivery of, will be kept at the station for seven days and thereafter removed to the lost property office".
- (d) In sub-rule (f) after the words 'other than' the words 'Films and' shall be inserted.
- (e) In sub-rule (g) after the word 'unclaimed' the following words shall be inserted, namely 'Films which remain undelivered for over one month and'

SURJAN SINGH, Asstt. Director.

New Delhi, the 15th June 1951

**No. 2624-TC.**—In exercise of the powers conferred by Section 32 of the Indian Railways Act, 1890 (IX of 1890), the Central Government hereby fixes with effect from the 1st August 1951 a local haulage charge on the Calcutta Port Commissioners Railway at 4 pies per maund on Coal and 6 pies per maund on all commodities other than Coal, in respect of goods traffic interchanged with the main line Railways, namely, the East Indian and the Bengal Nagpur Railways.

2. The local haulage charge shall be recoverable through the Railway Receipt along with the freight, terminal and other charges.

RAJENDRA DEV, Dy. Director.

New Delhi, the 19th June 1951

**No. E50RR7.**—Corrigendum.—In the Railway Board's Notification No. E50RR7 dated 15th April 1951 published in the Gazette of India dated 26th May 1951 the following corrections may please be made:—

Rule 6 & Rule 21—

For the existing rule substitute the following:—

"A candidate must be either—

- (i) a citizen of India, or
- (ii) a subject of Sikkim, or
- (iii) a person who has migrated from areas which now form Pakistan with the intention of permanently settling in India, or
- (iv) a subject of Nepal or of a Portuguese or French possession in India.

**Note.**—The appointment of candidates in categories (iii) and (iv) above will be subject to the issue of certificates of eligibility in their favour by the Government of India. Certificates of eligibility will not

however, be necessary in the case of candidates belonging to any of the following categories:—

1. Persons who migrated to India from Pakistan before 19th July 1948 and have ordinarily been resident in India since then.
2. Persons who migrated to India from Pakistan after 18th July 1948 but before 30th September, 1948 and had got themselves registered as citizens within the time allowed.
3. Non-citizens who entered service under the Government of India before the commencement of the Constitution, viz. 26th January 1950, and who have continued in such service since then. Any such persons who re-entered, or may re-enter such service with a break, after the 26th January 1950, will however require certificates of eligibility in the usual way."

Rule 13 (i)—

In line 2, for "belong" read "belonging".

Footnote under rule 20—

In the last line for "disqualify him" read "Justify his".

**APPENDIX I—**

Against City and Guilds, London, in line 2 for "Practce" read "Practice".

Against Manchester, for "Electrcal" read "Electric al".

Against Georgia School of Technology, delete the comma after "Georgia".

Against New York University, for "Industrial" read "Industrial 1".

**APPENDIX III-A—**

Part V—Madras.

In item 40, for "Laccadiva" read "Laccadive".

**APPENDIX V(A)—**

Page 17, item 11.

Against Heat, in line 2 for "preasure" read "pressure".

P. N. SAXENA, Director.

**MINISTRY OF NATURAL RESOURCES AND SCIENTIFIC RESEARCH**

New Delhi, the 23rd June 1951

**No. El.II-151(17).**—In pursuance of para. 2 of the late Ministry of Works, Mines and Power Resolution No. El.II-151(7), dated the 30th May 1949, as subsequently amended by Corrigenda No. El.II-151(7), dated the 16th July and 29th August 1949 the Central Government is pleased to appoint Shri N. N. Iengar as a Co-opted member of the Central Standing Committee of Co-ordination of Power and Tele-communication Lines, after his retirement as Chairman, Central Electricity Commission.

H. KHORANA, Under Secy.

**MINISTRY OF LABOUR**

**DIRECTORATE GENERAL OF RESETTLEMENT AND EMPLOYMENT**

New Delhi, the 20th June 1951

**No. RCO-42(1).**—In this Ministry's Notification No. RCO-42(1), dated the 21st February, 1951, regarding the constitution of the Sub-Regional Employment Advisory Committee, Sholapur, the existing entry No. 10 shall be amended to read as follow:—

"Assistant Transportation Superintendent (Establishment) G. I. P. Railway, Sholapur."

**No. RCO-42(2).**—In this Ministry's Notification No. RCO-42(2), dated the 21st February, 1951, regarding the constitution of the Sub-Regional Employment Advisory Committee, Hubli, the following shall be substituted for the existing entries Nos. 6 and 9:

6. Shri M. Krishnaswami, representative, Dharwar Municipality.

9. Shri B. R. Kulkarni, President, Hubli Municipality.

**No. RCO-42(3).**—In this Ministry's Notification No. RCO-42(3), dated the 21st February, 1951, regarding the constitution of the Sub-Regional Employment Advisory Committee, Jalgaon, the following shall be substituted for the existing entries Nos. 5, 6, 7, 8 and 9:—

5. Shri M. C. Palashikar, Administrator, Jalgaon Municipality.
6. Shri S. G. Chawan, Administrator, Nasik Municipality.
7. Shri Bhagawan Soma Chawdhary, representative, District Local Board, Jalgaon.
8. Shri Fakira Bapu Kamle, representative, District Local Board, Dhulia.
9. Shri F. S. Bhalerao, representative, District Local Board, Nasik.

**No. RCO-42(4).**—In this Ministry's Notification No. RCO-42(4), dated the 21st February, 1951, regarding the constitution of the Sub-Regional Employment Advisory Committee, Ahmedabad, for the existing entry No. 3 the following shall be substituted:—

"Shri P. H. Raval, representative of Municipality, Ahmedabad."

**No. RCO-42(5).**—In this Ministry's Notification No. RCO-42(5), dated the 21st February, 1951, regarding the constitution of the Sub-Regional Employment Advisory Committee, Surat, for the existing entry No. 8 the following shall be substituted:—

"Shri Parbhatsingh Bhagubava Mahida, representative, District Local Board, Broach."

**No. RCO-40.**—In continuation of this Ministry's Notification No. RCO-40, dated the 6th January 1951 regarding the constitution of the Sub-Regional Employment Advisory Committee, Jhansi, the Government of India are pleased to appoint the following person as an additional member of the said Committee:—

Commissioner, Bundelkhand Division, Nowrang, Vindhya Pradesh.

**No. RCO-40.**—In continuation of this Ministry's Notification No. RCO-40/VI, dated the 31st July 1950 regarding the constitution of the Sub-Regional Employment Advisory Committee, Allahabad, the Government of India are pleased to appoint the following persons as additional members of the said Committee:—

1. Shri H. N. Bhauguna, General Secretary, I.N.T.U.C., Allahabad.
2. Director of Industries, Vindhya Pradesh, Rewa.
3. In the same Notification, the existing entry No. 11 shall be amended to read as follows:—

II. Shri S. Chatterjee, General Secretary, Government Press Employees Association, Allahabad.

E. U. DAMODARAN. Dy. Secy.